

WOODALL LAW OFFICES

580 CALIFORNIA STREET, 16TH FLOOR
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 439-4803
FACSIMILE: (866) 937-4109
KEVIN@KWOODALLLAW.COM

KEVIN F. WOODALL, BAR NO. 180650

ATTORNEYS FOR PLAINTIFFS, MARGOT CAMP,
ARCIVAL BUHAT, YADIRA RODRIGUEZ, CHRISTIAN DILAY
AND THOSE SIMILARLY SITUATED

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARGOT CAMP, ARCIVAL BUHAT,)	CASE No. C 13-03386 EDL
YADIRA RODRIGUEZ, AND)	
CHRISTIAN DILAY, INDIVIDUALLY AND)	PLAINTIFFS' REQUEST FOR
ON BEHALF OF THOSE SIMILARLY)	CLARIFICATION REGARDING ORDER
SITUATED,)	GRANTING LEAVE TO FILE THIRD
)	AMENDED COMPLAINT
PLAINTIFFS,)	
)	
V.)	
)	
JEFFREY P. ALEXANDER, D.D.S. DBA)	
THE YOUTHFUL TOOTH COMPANY, A)	
DENTAL CORPORATION; JEFFREY P.)	
ALEXANDER, AN INDIVIDUAL; MARY JANE)	
SALAZAR, AN INDIVIDUAL, AND DOES 1)	
THROUGH 10, INCLUSIVE,)	
)	
DEFENDANTS.)	

In October, 2013, Plaintiffs filed a Motion for Leave File an Amended Complaint (“Motion”), in which they sought to bring a Private Attorneys General Act (“PAGA”) claim against Defendant Jeffrey P. Alexander D.D.S. dba The Youthful Tooth Company (“Defendant”), among other claims against Defendant and other parties. As the Division of Labor Standards Enforcement (“DLSE”) had not yet dismissed its PAGA citations when the motion was brought, Plaintiffs sought to include PAGA claims against Defendant that were not part of the DLSE’s PAGA citations, as it was Plaintiffs’ position that it could bring those PAGA claims while the DLSE pursued its citations regarding

1 other violations.

2 Subsequently, after briefing regarding the Motion, but prior to the Court's Order,
3 the DLSE dismissed with prejudice its PAGA citations. Last week, the Court granted
4 Plaintiffs' Motion. Due to the DLSE's dismissal of the PAGA citations, Plaintiffs
5 believe they are able to bring all PAGA claims against Defendant. However, it is unclear
6 from the Order whether Plaintiffs were given permission to file an Amended Complaint
7 regarding all PAGA claims against Defendant.

8 In an abundance of caution, Plaintiffs seek clarification of the Court's Order in this
9 respect in an effort to comply with the Court's Orders, and to avoid another motion for
10 leave to amend due to the changed circumstances (i.e., the DLSE's dismissal of PAGA
11 citations) after this Motion was briefed.

12
13 DATE: FEBRUARY 19, 2014

WOODALL LAW OFFICES

14
15 BY: /s/ KEVIN F. WOODALL

16 KEVIN F. WOODALL
17 ATTORNEYS FOR PLAINTIFFS, MARGOT
18 CAMP, ARCIVAL BUHAT, YADIRA
19 RODRIGUEZ AND CHRISTIAN DILAY, AND
20 ALL SIMILARLY SITUATED FORMER AND
21 CURRENT EMPLOYEES
22
23
24
25
26
27
28